

May-23-05

01:37pm

From-Hogan &amp; Hartson L.L.P. Los Angeles, CA

+1213 337 6701

T-767

P.001/015

F-773

**HOGAN & HARTSON L.L.P.**

**RECEIVED  
CENTRAL FAX CENTER**

500 SOUTH GRAND AVENUE  
SUITE 1900  
LOS ANGELES, CA 90071

Tel.: (213) 337-6700  
Fax: (213) 337-6701

MAY 23 2005

WASHINGTON, DC  
BRUSSELS  
BUDAPEST\*  
LONDON  
MOSCOW  
PARIS\*  
PRAGUE\*  
TOKYO  
WARSAW  
BALTIMORE, MD  
BOULDER, CO  
COLORADO SPRINGS, CO  
DENVER, CO  
IRVINE, CA  
MCLEAN, VA  
MIAMI, FL  
NEW YORK, NY (PARK AVE)  
NEW YORK, NY (THIRD AVE)  
ROCKVILLE, MD

\*Affiliated Office

**IMPORTANT NOTICE**

**TELECOPY/FACSIMILE COVER LETTER**

**TO:** U.S. Patent and Trademark Office  
**Examiner:** Ann Y. Lam  
**Art Unit:** 1743

**DATE:** May 23, 2005

**FROM:** Barry M. Shuman

**TIME:** \_\_\_\_\_

**TOTAL NO. OF PAGES, INCLUDING COVER:** 15

The attached information is CONFIDENTIAL and is intended only for the use of the addressee(s) named above. If the reader of this message is not the intended recipient(s) or the employee or agent responsible for delivering the message to the intended recipient(s), please note that any dissemination, distribution or copying of this communication is strictly prohibited. Anyone who receives this communication in error should notify us immediately by telephone and return the original message to us at the above address via the U.S. Mail.

**MESSAGE:**

**RE: U.S. Patent Application Serial No.: 09/872,052; Attorney Docket No. 1810A-045 (81841.0192)**  
 I hereby certify that the following documents:

- Amendment/Amendment Transmittal Letter
- Statement Concerning Common Ownership Under 35 U.S.C. § 103(c)

are being facsimile transmitted to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, for filing in the above application.

May 23, 2005  
 Date of Deposit

  
 Diane Zynn  
 Diane Zynn

**TELECOPY/FAX NUMBER:** 703-872-9306 – Art Unit 1641

**CLIENT NUMBER:** 81841.0192

**ATTORNEY BILLING NUMBER:** 6085

**CONFIRMATION NUMBER:** (please return fax to Diane Zynn)

RECEIVED  
CENTRAL FAX CENTER

FORM PTO-1083

MAY 23 2005

1810A-045 (81841.0192)  
Patent Application No. 09/872,052

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Robert S. Matson et al.

Serial No: 09/872,052

Filed: May 31, 2001

For: **IMMOBILIZATION OF UNMODIFIED BIOPOLYMERS  
TO ACYL FLUORIDE ACTIVATED SUBSTRATES**

Mail Stop Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.  
Also enclosed is:Art Unit: 1641  
Examiner: Ann Y. LamI hereby certify that this correspondence  
is being transmitted via facsimile to  
(703) 872-9306;  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450 on

May 23, 2005

Date of Deposit

Diane Zynn

Name

Diane Zynn 05/23/05

Signature

Date

Statement Concerning Common Ownership Under 35 U.S.C. § 103(c)  
 No additional fee is required.

The fee has been calculated as shown below:

	(Col. 1) CLAIMS REMAINING AFTER AMENDMENT		(Col. 2) HIGHEST NUMBER PREVIOUSLY PAID FOR	(Col. 3) PRESENT EXTRA*	LG/SM \$ ENTITY FEE		ADD'L FEE DUE
TOTAL CLAIMS FEE	17	-	45	**	LG=\$18 SM=\$9	\$	\$
INDEPENDENT CLAIMS FEE	1	-	3	***	LG=\$86 SM=\$43	\$	\$
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIMS						LARGE ENTITY FEE = \$290 SMALL ENTITY FEE = \$145	\$
Independent Claims: 55						TOTAL	\$

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- \*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.
- \*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space. The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box on Col. 1 of a prior amendment or the number of claims originally filed.

A check in the amount of \$\_\_\_\_ to cover the additional claims fee is enclosed. A copy of this sheet is enclosed.

A check in the amount of \$\_\_\_\_ to cover the extension fee is enclosed. A copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge any deficiencies of fees associated with this communication or credit any overpayment to Deposit Account No. 50-1314. A copy of this sheet is enclosed.

Any filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims

Any patent application processing fees under 37 C.F.R. § 1.17

Respectfully submitted,  
HOGAN & HARTSON, L.L.P.By: 

Wei-Ning Yang (Contact Person)

Registration No. 38,690

Attorney for Applicant(s)

Barry M. Shuman

Registration No. 50,220

Date: May 23, 2005

Biltmore Tower  
500 South Grand Avenue, Suite 1900  
Los Angeles, California 90071  
Telephone: 213 337-6700  
Facsimile: 213 337-6701

Appl. No. 09/872,052  
Amdt. Dated May 23, 2005  
Reply to Office Action of February 23, 2005

Attorney Docket No. 1810A-045 (81841.0192)  
Customer No.: 26021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Robert S. Matson et al.  
Serial No: 09/872,052  
Confirmation No.: 8141  
Filed: May 31, 2001  
For: **IMMOBILIZATION OF  
UNMODIFIED BIOPOLYMERS TO  
ACYL FLUORIDE ACTIVATED  
SUBSTRATES**

**STATEMENT CONCERNING COMMON  
OWNERSHIP UNDER 35 U.S.C. § 103(C)**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In the Office Action dated February 23, 2005, claims 55-71 stand rejected under 35 U.S.C. § 103(a) as being unpatentable over Barany et al. (U.S. Patent No. 6,852,487) in view of Matson (U.S. Patent No. 6,037,124). The present application and Matson (U.S. Patent No. 6,037,124) were, at the time the invention of the present application was made, either owned by, or subject to an obligation of assignment to Beckman Coulter, Inc.

Art Unit: 1641  
Examiner: Ann Y. Lam

I hereby certify that this correspondence  
is being transmitted via facsimile to  
(703) 872-9306:  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450 on  
  
May 23, 2005  
Date of Deposit  
Diane Zynn  
Name  
Diane Zynn 05/23/05  
Signature Date

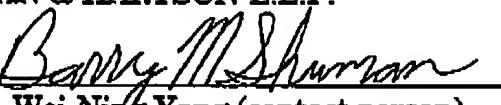
Appl. No. 09/872,052 Attorney Docket No. 1810A-045 (81841.0192)  
Amdt. Dated May 23, 2005 Customer No.: 26021  
Reply to Office Action of February 23, 2005

If there are any fees due in connection with the filing of this response, please charge the fees to our Deposit Account No. 50-1314.

Respectfully submitted,

HOGAN & HARTSON L.L.P.

Date: May 23, 2005

By: 

Wei-Ning Yang (contact person)

Registration No. 38,690

Attorney for Applicant(s)

Barry M. Shuman

Registration No. 50,220

500 South Grand Avenue, Suite 1900

Los Angeles, California 90071

Phone: 213-337-6700

Fax: 213-337-6701